

IN THE SENATE OF THE UNITED STATES.

MARCH 3, 1893.—Ordered to be printed.

Mr. DAVIS, from the Committee on Pensions, submitted the following

REPORT:

[To accompany H. R. 6233.]

The Committee on Pensions, to whom was referred the bill (H. R. 6233) granting a pension to Thomas T. Prather, have examined the same and report:

The report on which this bill passed the House is concurred in, and is as follows:

Your committee have considered the bill (H. R. 6233) granting a pension to Thomas T. Prather for wounds received in the line of duty while serving in the Kansas militia, and submit the following report:

It is shown by the records of the adjutant-general's office, State of Kansas, that Thomas T. Prather served in Company F, Second Kansas Militia, from July 10, 1864; ordered into active service of the United States by proclamation of Governor Carney, October 8, 1864, upon request of Maj. Gen. S. R. Curtis, commanding the department; that he was wounded and taken prisoner at the battle of the Big Blue, Missouri, on October 22, 1864.

A. J. Huntoon, of Topeka, Kans., testifies in an affidavit executed January 18, 1876, that he was captain Company A, Second Kansas Militia, and that Thomas T. Prather was wounded in the shoulder by a revolver ball at the battle of Big Blue, October 22, 1864, and that he was then and there taken prisoner, as was also the affiant. That affiant saw the said Prather on the evening of that day and saw the ball removed by the surgeon of the rebel army.

The petitioner was examined March 21, 1876, by an examining surgeon of the Pension Bureau, who described his wound as follows:

"Gunshot entering on outside of right arm a little above the middle, passing upward and coming out just in front of the head of the humerus, causing weakness, lameness, and pain."

In view of the fact that the petitioner was practically, if not technically, in the service of the United States and was actually wounded in action by the enemy, your committee recommend that the bill do pass, after being amended by striking out all of the bill after the word "militia" in line 7 and substituting therefor the words "and pay him a pension proportionate to the degree of his disability from gunshot wound of the right arm and shoulder."